

**DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY**

As [a] below named inventor(s), I/we hereby declare that:

**Y. Tom Tang, Chenghua Liu, Ping Zhou, Vinod Asundi, Feiyan Ren, Qing A. Zhao,  
Jie Zhang, Jian-Rui Wang, Tom Wehrman, Radoje T. Drmanac**

My/our residence, post office address and citizenship is/are as stated below next to my/our name(s).

I/we believe I/we am/are an/the original, first and sole/joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: NOVEL NUCLEIC ACIDS AND POLYPEPTIDES, the specification of which

  X   is attached hereto.

       was filed on [date] as Application Serial Number [            ]  
and was amended on [date].

I/We hereby state that I/we have reviewed and understand the contents of the above-identified specification, including the claims as amended by any amendment referred to above.

I/We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I/We hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate, listed below and so identified, and I/we have also identified below any foreign application for patent or inventor's certificate on this invention filed by me or my legal representatives or assigns and having a filing date before that of the application on which priority is claimed:

NUMBER	COUNTRY	DAY/MONTH/ YEAR FILED	PRIORITY CLAIMED - YES OR NO

I/We hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I/we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

SERIAL NUMBER	FILING DATE	STATUS
09/574,454	May 19, 2000	Pending
09/519,705	March 07, 2000	Pending

I/We hereby declare that all statements made herein of my/our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I/We hereby appoint the following attorneys and agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith and request that all correspondence and telephone calls with respect to this application be directed to Leslie A. Mooi, HYSEQ, INC., 670 Almanor Avenue, Sunnyvale, CA 94085, Telephone No. (408) 524-8100:

ATTORNEY	REGISTRATION NO.
Petrina S. Hsi	38,496
Leslie A. Mooi	37,047

Full name of  
first joint inventor:

Y. Tom Tang

Inventor's signature:

Date: \_\_\_\_\_

Residence and Post  
Office Address:

4230 Ranwick Court, San Jose, CA 95118

Citizenship:

United States of America

Full name of  
second joint inventor:

Chenghua Liu

Inventor's signature:

Date: \_\_\_\_\_

Residence and Post  
Office Address:

1125 Ranchero Way, Apt. # 14, San Jose, CA 95117

Citizenship:

People's Republic of China

Full name of  
third joint inventor:

Ping Zhou

Inventor's signature:

Date: \_\_\_\_\_

Residence and Post  
Office Address:

1461 Japaur Lane, San Jose, CA 95132

Citizenship:

People's Republic of China

Full name of  
fourth joint inventor:

Vinod Asundi

Inventor's signature:

Date: \_\_\_\_\_

Residence and Post  
Office Address:

709 Foster City Blvd., Foster City, CA 94404

Citizenship:

United States of America

Full name of  
fifth joint inventor:

Feiyan Ren

Inventor's signature:

Date: \_\_\_\_\_

Residence and Post  
Office Address:

20685 Garden Manor Court, Cupertino, CA 95014

Citizenship:

People's Republic of China

Full name of  
sixth joint inventor:

Qing A. Zhao

Inventor's signature:

Date: \_\_\_\_\_

Residence and Post  
Office Address:

1028 S. de Anza Blvd., Apt. B-210, San Jose, CA 95129

Citizenship:

People's Republic of China

Full name of  
seventh joint inventor:

Jie Zhang

Inventor's signature:

Date: \_\_\_\_\_

Residence and Post  
Office Address:

20800 Homestead Road, #38B, Cupertino, CA 95014

Citizenship:

People's Republic of China

Full name of  
eighth joint inventor:

Jian-Rui Wang

Inventor's signature:

Date: \_\_\_\_\_

Residence and Post  
Office Address:

744 Stendhal Lane, Cupertino, CA 95014

Citizenship:

People's Republic of China

Full name of  
ninth joint inventor:

Tom Wehrman

Inventor's signature:

Date: \_\_\_\_\_

Residence and Post  
Office Address:

300 Pasteur Drive, Edwards R314, Stanford University  
Medical Center, Stanford, CA 94305

Citizenship:

United States of America

Full name of  
tenth joint inventor:

Radoje T. Drmanac

Inventor's signature:

Date: \_\_\_\_\_

Residence and Post  
Office Address:

850 East Greenwich Place, Palo Alto, CA 94303

Citizenship:

Yugoslavia

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) or Patentee(s): Y. Tom Tang, Chenghua Liu, Ping Zhou, Vinod Asundi, Feiyan Ren, Qing A. Zhao, Jie Zhang, Jian-Rui Wang, Tom Wehrman, Radoje T. Drmanac

Application No. or Patent No.: Not Yet Assigned

Filed or Issued: Herewith

For: NOVEL NUCLEIC ACIDS AND POLYPEPTIDES

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 CFR § 1.9(f) AND 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ The owner of the small business concern identified below:  
☒ An official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: HYSEQ, INC.  
ADDRESS: 670 Almanor Avenue  
Sunnyvale, CA 94085

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR § 121.12, and reproduced in 37 CFR § 1.9(d), for purposes of paying reduced fees under § 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to, and remain with, the small business concern identified above with regard to the invention, entitled NOVEL NUCLEIC ACIDS AND POLYPEPTIDES by inventors, Y. Tom Tang, Chenghua Liu, Ping Zhou, Vinod Asundi, Feiyan Ren, Qing A. Zhao, Jie Zhang, Jian-Rui Wang, Tom Wehrman, Radoje T. Drmanac, described in

- ☒ The specification filed herewith.  
☐ Application Serial No. [ ], filed [Date].  
☐ Patent No. [ ], issued [Date].

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